



# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12<sup>th</sup> St., S.W.**  
**Washington, D.C. 20554**

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**DA 10-1837**

**Release Date: September 27, 2010**

**The Wireline Competition Bureau Seeks Nominations for Seven Board Member Positions on the  
Universal Service Administrative Company Board of Directors**

**CC Docket Nos. 96-45, 97-21**

**Nominations Due By: October 27, 2010**

Pursuant to section 54.703(c) of the Commission's rules,<sup>1</sup> the Wireline Competition Bureau (Bureau) seeks nominations for the following board member positions on the Board of Directors of the Universal Service Administrative Company (USAC). The positions are currently vacant.<sup>2</sup>

- Representative for cable operators (position formerly held by Lee Beatty Schroeder).
- Representative for interexchange carriers with more than \$3 billion in annual operating revenues<sup>3</sup> (position formerly held by Rex Knowles).

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<sup>1</sup> 47 C.F.R. § 54.703(c).

<sup>2</sup> See Letter from D. Scott Barash, Acting Chief Executive Officer, USAC, to Sharon Gillett, Chief, Wireline Competition Bureau, FCC, CC Docket Nos. 96-45, 97-21 (dated Mar. 15, 2010) (attaching resignation letter of Lee Beatty Schroeder); Letter from D. Scott Barash, Acting Chief Executive Officer, USAC, to Sharon Gillett, Chief, Wireline Competition Bureau, FCC, CC Docket Nos. 96-45, 97-21 (dated Sept. 9, 2009) (notifying Bureau of the expiration of Rex Knowles' term). The Bureau previously sought nominations to fill this vacancy. See *The Wireline Competition Bureau Seeks Nominations for Six Board Member Positions on the Universal Service Administrative Company Board of Directors*, CC Docket Nos. 96-45, 97-21, Public Notice, 24 FCC Rcd 12126 (Wireline Comp. Bur. rel. Sept. 28, 2009). Mr. Knowles was re-nominated for continued Board membership, but his nomination was subsequently withdrawn. Letter from Heather B. Gold, Senior Vice President of External Affairs, XO Communications, LLC, to Sharon Gillett, Chief, Wireline Competition Bureau, FCC, CC Docket Nos. 96-45, 97-21 (filed Oct. 29, 2009); see also Letter from Heather B. Gold, Vice President of External Affairs, XO Communications, LLC, to Sharon Gillett, Chief, Wireline Competition Bureau, FCC, CC Docket Nos. 96-45, 97-21 (dated Jan. 6, 2010).

<sup>3</sup> On May 20, 2008, the Bureau released an order waiving sections 54.702(b)(1) and 54.703(c) of the Commission's rules to allow the Chairman of the Commission to designate a member of the USAC Board of Directors for the seat from an interexchange carrier, regardless of its operating revenues. See *Federal-State Joint Board on Universal Service; Changes to the Board of Directors for the National Exchange Carrier Association, Inc.; Nominations for Two Board Member Positions on the Universal Service Administrative Company Board of Directors*; CC Docket Nos. 96-45, 97-21, Order, 23 FCC Rcd 8260 (Wireline Comp. Bur. 2008).

Additionally, the Bureau seeks nominations for the following board member positions, which are set to expire on December 31, 2010:<sup>4</sup>

- Representative for commercial mobile radio service providers (position currently held by Scott Bergmann).
- Representative for schools that are eligible to receive discounts (position currently held by Anne Bryant).
- Representative for libraries that are eligible to receive discounts (position currently held by Anne Campbell).
- Representative for state consumer advocates (position currently held by Wayne Jortner).
- Representative for non-rural incumbent LECs (position currently held by Joel Lubin).

On behalf of the Commission, the Bureau wishes to thank these seven individuals for their diligent efforts and dedicated service on the USAC board.

Pursuant to section 54.703(c)(1) of the Commission's rules, only members of the industry or non-industry group that a board member will represent may submit a nomination for that position.<sup>5</sup> To expedite the appointment process, members of the relevant industry or non-industry group are encouraged to nominate a single candidate who possesses substantial experience in, and knowledge of, telecommunications issues. If members of the relevant industry or non-industry group fail to reach consensus on a candidate to serve on the board, or fail to submit a nomination for the particular board member seat, pursuant to section 54.703(c)(3) of the Commission's rules, the Chairman of the Federal Communications Commission will select an individual from that industry or non-industry group to serve on the board.<sup>6</sup>

Pursuant to section 54.703(c)(2) of the Commission's rules, each nomination must be captioned: **"In the Matter of: Nomination for Universal Service Administrative Company Board of Directors, CC Docket Nos. 97-21 and 96-45."**<sup>7</sup> Each nomination should specify the position on the Board of Directors for which such nomination is submitted and should be accompanied by the nominee's professional and biographical information, such as a résumé or professional biography. Nominations received prior to the release of this public notice will be considered and do not need to be resubmitted.

**All nominations must be filed with the Office of the Secretary by October 27, 2010.** Nominations may be filed using the Commission's Electronic Comment Filing System (ECFS), or by filing paper copies.<sup>8</sup>

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<sup>4</sup> See Letter from D. Scott Barash, Acting Chief Executive Officer, USAC, to Sharon Gillett, Chief, Wireline Competition Bureau, FCC, CC Docket Nos. 96-45, 97-21 (dated Aug. 13, 2010).

<sup>5</sup> 47 C.F.R. § 54.703(c)(1).

<sup>6</sup> *Id.* § 54.703(c)(3).

<sup>7</sup> *Id.* § 54.703(c)(2).

<sup>8</sup> See *Electronic Filing of Documents in Rulemaking Proceedings*, GC Docket No. 97-113, Report and Order, 13 FCC Rcd 11322 (1998).

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/>.
- Paper Filers: Parties who choose to file by paper must file an original and four copies of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12<sup>th</sup> St., SW, Room TW-A325, Washington, D.C. 20554. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. The filing hours are 8:00 a.m. to 7:00 p.m. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class, Express, and Priority mail should be addressed to 445 12th Street, S.W., Washington D.C. 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (Braille, large print, electronic files, audio format), send an e-mail to [fcc504@fcc.gov](mailto:fcc504@fcc.gov) or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), (202) 418-0432 (tty).

**In addition, one copy of each pleading must be sent to each of the following:**

- (1) The Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, [www.bcpweb.com](http://www.bcpweb.com); phone: (202) 488-5300 fax: (202) 488-5563;
- (2) Jamie Susskind, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-B418, Washington, D.C. 20554; e-mail: [Jamie.Susskind@fcc.gov](mailto:Jamie.Susskind@fcc.gov); and
- (3) Charles Tyler, Telecommunications Access Policy Division, Wireline Competition Bureau, 445 12th Street, S.W., Room 5-A452, Washington, D.C. 20554; e-mail: [Charles.Tyler@fcc.gov](mailto:Charles.Tyler@fcc.gov).

Filings and comments are also available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554. They may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, telephone: (202) 488-5300, fax: (202) 488-5563, or via e-mail [www.bcpweb.com](http://www.bcpweb.com).

This matter shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules.<sup>9</sup> Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentations must contain summaries of the substance of the presentation and not merely a listing of the subjects discussed. More than a one or two sentence description of the views and

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<sup>9</sup> 47 C.F.R. §§ 1.1200 *et seq.*

arguments presented generally is required.<sup>10</sup> Other rules pertaining to oral and written *ex parte* presentations in permit-but-disclose proceedings are set forth in section 1.1206(b) of the Commission's rules.<sup>11</sup>

For further information, please contact Jamie Susskind, Telecommunications Access Policy Division, Wireline Competition Bureau at (202) 418-7400 or TTY (202) 418-0484.

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<sup>10</sup> See 47 C.F.R. § 1.1206(b)(2).

<sup>11</sup> 47 C.F.R. § 1.1206(b).